



MCANDREWS, HELD & MALLOY  
34TH FLOOR  
500 WEST MADISON STREET  
CHICAGO, ILLINOIS 60661

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TELEPHONE: (312) 775-8000

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TO: Examiner Nguyen T. Vo, Art Unit 2685

FROM: Tim Harney USER ID:8221

DATE: December 29, 2004

FAX NO.: 703-872-9306

CLIENT: Broadcom

MATTER: 1772-14419US01

Number of Pages This Transmission (Including Cover Page): 14

Message:

Please deliver the attached correspondence (listed below) to Examiner Vo.

Certificate of Transmission under 37 CFR 1.8  
Election and Response to Restriction Requirement  
Fee Transmittal for FY 2005

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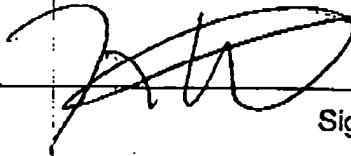
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Timothy L. Harney

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Fee Transmittal for FY 2005  
Election and Response to Restriction Requirement  
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This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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<b>Effective on 12/08/2004, Fees pursuant to the consolidated Appropriations Act, 2005 (H.R. 4818).</b>		<b>Complete if Known</b>					
<b>FEE TRANSMITTAL for FY 2005</b>		Application Number	1W/057,816				
		Filing Date	1/24/2002				
		First Named Inventor	Ronald Mahany				
		Examiner Name	Nguyen T. Vo				
		Art Unit	2685				
		Attorney Docket No.	14419US01				
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27							
<b>TOTAL AMOUNT OF PAYMENT</b>		(\$)	250.00				
<b>METHOD OF PAYMENT</b> (check all that apply)							
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____							
<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: <u>13-0017</u> Deposit Account Name: <u>McAndrews Heid &amp; Malloy</u>							
For the above-identified deposit account, the Director is hereby authorized to (check all that apply)							
<input checked="" type="checkbox"/> Charge Fee(s) indicated below		<input type="checkbox"/> Charge Fee(s) indicated below, except for the filing fee					
<input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fees(s) under 37 CFR 1.16 and 1.17		<input checked="" type="checkbox"/> Credit any overpayments					
<b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.							
<b>FEE CALCULATION</b>							
<b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid(\$)
	Fee (\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	Fee(\$)	Small Entity Fee(\$)	
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	0
Plant	200	100	300	150	160	80	0
Reissue	300	150	500	250	600	300	0
Provisional	200	100	0	0	0	0	0
							<b>Small Entity</b>
							<b>Fee(\$)</b>
Each claim over 20, or for Reissues, each claim over 20 and more than in the original patent							50
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent							200
Multiple dependent claims							360
							<b>Fee Paid (\$)</b>
<b>2. EXCESS CLAIM FEES</b>							
<b>Fee Description</b>							<b>Fee(\$)</b>
Each claim over 20, or for Reissues, each claim over 20 and more than in the original patent							50
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent							200
Multiple dependent claims							360
							<b>Fee Paid (\$)</b>
<b>3. APPLICATION SIZE FEE</b>							
If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(a).							
<b>Total Sheets</b>							<b>Fee(\$)</b>
-100							0
<b>Extra Sheets</b>							<b>Fee Paid(\$)</b>
/50							0
<b>Number of each additional 50 or fraction thereof</b>							<b>Fee Paid(\$)</b>
(round up to a whole number)							0
<b>4. OTHER FEE(S)</b>							<b>Fee Paid(\$)</b>
Non-English Specification, \$130 fee (no small entity discount)							0
Other:							0
<b>SUBMITTED BY</b>							
Signature		Registration No. (Attorney/Agent)		38,174		Telephone (312)775-8090	
Name (print/type)		Timothy L. Harney		Date		12/29/04	

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**Attorney Docket No.: 14419US01**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In the Application of:

**RONALD MAHANY**

**Serial No.: 10/057,816**

**Confirmation No.: 4621**

**Filed: January 24, 2002**

**For: REMOTE RADIO DATA  
COMMUNICATION SYSTEM WITH  
DATA RATE SWITCHING**

**Examiner: Nguyen Thanh Vo**

**Group Art Unit: 2685**

**ELECTION AND RESPONSE TO RESTRICTION REQUIREMENT**

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**Dear Sirs:**

In response to the restriction requirement mailed December 7, 2004, Applicant provisionally elects Group I, claims 26-34 and 46-57 without traverse. In furtherance thereof, claims 37-45 are cancelled without prejudice and claims 58-71 are added.

The **Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

The **Remarks** begin on page 11 of this paper.